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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/613,433	07/03/2003	Leonel Yanez Martinez	MX/JFC-Serv-001	5111
7590 Carmen Pili Ekstrom 727 Sunshine Dr. Los Altos, CA 94024		06/14/2010	EXAMINER MAYO III, WILLIAM H	
			ART UNIT 2831	PAPER NUMBER
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**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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*Ex parte* LEONEL YANEZ MARTINEZ,  
VICTOR OSORNIO OSORNIO,  
and RAUL RODRIGUEZ CAMACHO

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Appeal 2010-008363  
Application 10/613,433  
Technology Center 2800

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Before KIMBERLY R. JORDAN, *Division 1 Support Administrator*.

ORDER REMANDING APPEAL TO THE EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on June 7, 2010. A Docketing Notice was mailed on June 14, 2010. Upon review of the application, it has been determined that a remand to the Examiner is necessary to consider the following issue and to take necessary corrective action.

UNDECIDED PETITION

A Petition to withdraw the objection to claims and newly cited prior art was filed on June 1, 2010. However, there is no indication in the record that the Petition was decided.

CONCLUSION

Accordingly, it is ordered that the application be remanded to the Examiner:

- 1) to have the Petition filed June 1, 2010, decided; and
- 2) for further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

msc

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